

ORDINANCE NO. 3133-1C

AN ORDINANCE DELETING SECTION 7-2-4 (WEEDS) OF THE VILLAGE CODE
AND CREATING TITLE 7, CHAPTER 12 (WEEDS)

WHEREAS, Sections 11-20-6 and 11-20-7 of Chapter 24 (Municipal Code) of the Illinois Revised Statutes provide that the corporate authorities of a municipality may provide for the destruction and cutting of weeds at the expense of the owners of the premises on which the weeds are growing;

WHEREAS, in order to prevent the spread of noxious and other weed seeds, the President and Board of Trustees have determined that it is necessary to prevent noxious and other weeds from exceeding a maximum height of eight (8) inches.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Glen Ellyn, DuPage County, Illinois, as follows:

SECTION ONE: That the findings of fact and conclusions set forth hereinabove be and hereby are adopted as the findings of fact and conclusions of the President and Board of Trustees of the Village of Glen Ellyn.

SECTION TWO: Title 7, Chapter 2, Section 7-2-4 of the Village Code is hereby deleted, and Title 7, Chapter 12 (Weeds) is hereby created as follows:

CHAPTER 12

WEEDS

SECTION:

- 7-12-1: Short Title
- 7-12-2: Definitions
- 7-12-3: Growth of Weeds Over Certain Height Prohibited
- 7-12-4: Village's Right to Destroy Overgrown Weeds
- 7-12-5: Collection of Expenses from Property Owner

7-12-6: Annual Publication of Notice

7-12-1: SHORT TITLE: This Chapter of the Village Code shall be known as and may be called as the Weed Control Code of Glen Ellyn.

7-12-2: DEFINITIONS: Unless the context specifically indicates otherwise, the meanings of the terms used in this Chapter shall be as follows:

PROPERTY shall mean any real property within the Village.

WEED shall mean any uncultivated plant.

7-12-3: GROWTH OF WEEDS OVER CERTAIN HEIGHT PROHIBITED: Every owner of property within the Village shall cut, chemically treat or otherwise destroy the weeds on his property at all times necessary to prevent the weeds from exceeding eight (8) inches.

7-12-4: VILLAGE'S RIGHT TO DESTROY OVERGROWN WEEDS: If any owner neglects or refuses to cut, chemically treat or otherwise destroy the weeds on his property, the Village may do so, or contract with any other person to perform the services under the authority of the Village.

7-12-5: COLLECTION OF EXPENSES FROM PROPERTY OWNERS: If any property owner neglects or refuses to cut, chemically treat or otherwise destroy the weeds on his property and the Village has elected to do so under the provisions of this Chapter, then the owner shall pay to the Village its expenses incurred in cutting or destroying the weeds, including a reasonable amount for services performed by Village employees or for use of Village equipment. If any owner fails or refuses to reimburse the Village for expenses incurred, including reasonable administrative costs in destroying weeds on the owner's property, the Village may collect such amount in an action at law.

7-12-6: ANNUAL PUBLICATION OF NOTICE: In the spring of each year, the Village Administrator shall cause to be published in a newspaper of general circulation in the Village a notice setting forth the provisions of this

Chapter. This publication shall be undertaken one time, and no further notice shall be required before the Village may undertake any weed cutting or destruction, if necessary, following the publication of the notice.

SECTION THREE: This ordinance shall be published in pamphlet form within thirty (30) days after its passage and approval, in the manner provided by law, and shall be in full force and effect ten (10) days after completion of such publication.

PASSED by the President and Board of Trustees of the Village of Glen Ellyn, Illinois, this 22nd day of July, 1985, on first reading, second reading not being requested.

PASSED by the President and Board of Trustees of the Village of Glen Ellyn, Illinois, this _____ day of _____, 1985 on second reading, with second reading having been requested on the _____ day of _____, 1985.

AYES: *Trill, Kempf, Kolar, Pres. Pro Tem Bourke*

NAYS: *None*

ABSENT: *Crumbaugh*

Wilma D. Lunde
Village Clerk of the Village
of Glen Ellyn, Illinois

APPROVED by the President of the Village of Glen Ellyn, Illinois, this

22nd day of July, 1985.

James P Bourke
President of the Village of
Glen Ellyn, Illinois

ATTEST:

Wilma D. Lunde
Village Clerk of the Village
of Glen Ellyn, Illinois

Published in pamphlet form on the 23rd day of July,
1985.